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**UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF WYOMING**

UNITED STATES OF AMERICA,

Plaintiff,

v.

GIBSON BUCKLEY CONDIE,

Defendant,

and

WYOMING RETIREMENT SYSTEM,

Garnishee.

Criminal Action No. 1:17-CR-000124-J

MOTION FOR ENTRY OF FINAL ORDER IN GARNISHMENT-457 Compensation Plan

The plaintiff, the United States of America, by and through United States Attorney for the District of Wyoming, and C. Levi Martin, Assistant United States Attorney, respectfully moves the Court to enter the Final Order in Garnishment in this matter pursuant to 28 U.S.C. § 3205(c)(7).

In support of this motion, Plaintiff states:

1. An Application for Writ of Garnishment was filed by the United States of America, and a Writ of Garnishment directed to Garnishee was duly issued and served upon the Garnishee. (ECF Nos. 86 and 87).

2. Pursuant to the Writ of Garnishment, the Garnishee filed an Answer stating the Defendant had \$5,361.12 in his deferred compensation account, as of April 10, 2019. (ECF No. 95).

3. The defendant was served with a copy the Writ of Garnishment and notified of his right to a hearing and object to the Answer of Garnishee. (ECF No. 88). Defendant has not returned a request for a hearing to determine exempt property or to object to the Answer.

Under these circumstances, all conditions to the issuance of a final order in garnishment against the property, including nonexempt earnings of Defendant, are fully satisfied and the entry of the final order in garnishment is appropriate.

Respectfully submitted,

MARK A. KLAASSEN
United States Attorney

By: /s/ C. Levi Martin
C. LEVI MARTIN
Assistant United States Attorney

CERTIFICATE OF SERVICE

This is to certify that I have served a copy of the foregoing **MOTION FOR ENTRY OF FINAL ORDER IN GARNISHMENT** on ECF No. 86 upon the parties by mailing a copy thereof to the following on this 23rd day of April 2019:

Wyoming Retirement System
c/o Ben Brandes
6101 Yellowstone Road, Suite 500
Cheyenne, WY 82009

Mr. Gibson B. Condie
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/s/ Kathy W. Eckhardt
Kathy W. Eckhardt
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